

Panaji, 18th February, 2016 (Magha 29, 1937)

SERIES II No. 47

OFFICIAL GAZETTE



GOVERNMENT OF GOA

PUBLISHED BY AUTHORITY

Note:- There are two Extraordinary issues to the Official Gazette, Series II No. 46 dated 11-02-2016 as follows:—

- (1) *Extraordinary dated 11-02-2016 from pages 1379 to 1380 regarding Notification from Goa Legislature Secretariat.*
- (2) *Extraordinary (No. 2) dated 16-02-2016 from pages 1381 to 1382 regarding Notification & Order from Department of Elections & Department of Finance.*

GOVERNMENT OF GOA

Department of Civil Supplies and
Consumer Affairs

Order

No. DCS/ADCS/1/4/2015-16-CSD/313

In exercise of powers conferred under Section 16 of the Consumer Protection Act, 1986 (Central Act No. 68 of 1986) (hereinafter referred to as the Act) and as per recommendations of the Selection Committee under sub-section 1-A of Section 16 of the Act, the Government is pleased to re-appoint following persons as members of the Goa State Consumer Disputes Redressal Commission for second term of 5 years from the day they assume their charge of Member or up to the age of sixty-seven years whichever is earlier.

- 1) Shri Jagdish Prabhudessai
- 2) Smt. Vidhya R. Gurav — Women Member.

The above appointment is subject to the provisions of the Act & the Goa Consumer Protection Rules, 1987 as amended from time to time & shall draw their entitlements & allowances etc., prescribed under the Rules.

By order and in the name of the Governor of Goa.

Vikas S. N. Gaunekar, Director & ex officio Joint Secretary (Civil Supplies & Consumer Affairs).

Panaji, 4th February, 2016.

Department of Co-operation

Office of the Registrar of Co-operative Societies

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Co-operative Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. Anil De Santana Rodrigues as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone, Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji-Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).

Panaji, 3rd February, 2016.

To,

Adv. Anil De Santana Rodrigues,
R/o A-2 Kundaikar Nagar,
Dr. Dada Vaidya Rd., Panaji-Goa.

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa

Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Co-operative Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. Vithoba V. Pednekar as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone, Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji-Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).

Panaji, 3rd February, 2016.

To,

Adv. Vithoba V. Pednekar,
89/22, Goa Housing Board,
Sancoale -Goa. 403726

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months

from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Co-operative Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. Bhavesh R. Parab as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone, Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji-Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).

Panaji, 3rd February, 2016.

To,

Adv. Bhavesh R. Parab,
O/o 1st Floor-Office No. 47,
Ponda Commerce Centre, Ponda-Goa.

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Co-operative Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. K. B. Surjuse as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone, Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).
Panaji, 3rd February, 2016.

To,

Adv. K. B. Surjuse,
A4, F4, Vijayanagar Coop.
Housing Society Ltd.,
Corlim, Ilhas, Goa.

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Cooperative

Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. Dilip S. Gaonkar as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone, Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji-Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).
Panaji, 3rd February, 2016.

To,

Adv. Dilip S. Gaonkar,
Off. F-1, 1st Floor, D'costa Chambers,
Near Nanutel, Margao Goa.

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Order

No. 48-8-2001-TS-RCS/III

In exercise of the powers conferred on me under Section 86(1) of the Goa Co-operative Societies Act, 2001 read with Rule 116(1) of the Goa Co-operative Societies Rules, 2003, I, N. R. Sawant, Registrar of Co-operative Societies, Goa hereby appoint Adv. Sebastiao Vales as Registrar's Nominee for deciding the disputes arising in any of the Co-operative Societies referred to him by the Registrar of Co-operative Societies, Panaji or Asstt. Registrar of Co-operative Societies, Central Zone,

Panaji, Ponda Zone, Ponda, South Zone, Margao, North Zone, Mapusa, Quepem Zone, Quepem, Election Cell, North Goa District, Panaji, Election Cell, South Goa District, Margao, The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (North), Panaji-Goa and The Asstt. Registrar of Co-op. Societies, Arbitration & Execution (South), Margao-Goa, as the case may be for the period from 01-02-2016 to 31-03-2016.

The R's Nominee so appointed shall refrain himself from representing before the above mentioned authorities as a legal practitioner of a party to the dispute under the provisions of Goa Co-operative Societies Act, 2001.

Narayan R. Sawant, Registrar (Co-op. Societies).
Panaji, 3rd February, 2016.

To,

Adv. Sebastiao Vales
Suite No. G-F-1,
Holy Family Bldg.,
Nr. Skating & Volleyball Court,
Off. Kadamba Depot Road,
Alto Porvorim, Bardez-Goa.

He is advised to maintain all the case files in terms of Civil Manual issued by the Hon'ble High Court for the guidelines of the subordinate Courts keeping in view the provisions of the Goa Co-operative Societies Rules, 2003. It should be ensured that the judgment should be pronounced within a period of 3 months from the date of conclusion of the final arguments and the order shall not be delayed beyond a period of 2 months from the date of pronouncement of Judgment in accordance with the judgment given by Hon'ble High Court under the writ petition No. 281 of 2006 dated 24-08-2006.

Department of Education, Art & Culture

Directorate of Higher Education

Order

No. 14/3/88/EDN/557

Read: Order No. 14/2/88-EDN/1890 dated 30-07-2010.

Dr. Joydeep Bhattacharya, Associate Professor of Chemistry of the Government College of Arts, Science & Commerce, Sanquelim is hereby directed to officiate as Officiating Principal, Government College of Arts, Science and Commerce, Sanquelim in addition to his regular duties, with immediate effect and until further orders.

Dr. Joydeep Bhattacharya shall function as Drawing and Disbursing Officer of the Government College of Arts, Science & Commerce, Sanquelim, while officiating as Acting Principal of the said College.

Consequently, Ms. Lucy James, Officiating Principal, Government College of Arts, Science & Commerce, Sanquelim, stands relieved from her additional charge with immediate effect.

By order and in the name of the Governor of Goa.

Diwan N. Rane, Under Secretary (HE).

Porvorim, 9th February, 2016.

Directorate of Art & Culture

Order

No. DAC/Accts/IMB-COMMITTEE/2015-16/9587

In exercise of the powers conferred under Clause 3 (ix) of the constitution of Institute Menezes Braganza, Panaji-Goa, the Government is pleased to appoint Shri Camilo Caridade D'Souza, resident of Vagator, Bardez-Goa as Member on General Council of Institute Menezes Braganza, Panaji in place of Shri Juino D'Souza with immediate effect.

By order and in the name of the Governor of Goa.

Prasad Lolayekar, Director & ex officio Addl. Secretary (Art & Culture).

Panaji, 8th February, 2016.

Department of Finance

Revenue & Control Division

Order

No. 3/1/2009-Fin (R&C)

In exercise of the powers conferred by sub-section (3) of Section 5 of the Goa Entertainment Tax Act, 1964 (Act No. 2 of 1964), the Government of Goa is pleased to exempt the Konkani film "NIRMON" from the liability of payment of entertainment tax in whole, when screened in any of the theatres in the State of Goa for a period of three months from the date of publication of this order in the Official Gazette.

By order and in the name of the Governor of Goa.

Ajit S. Pawaskar, Under Secretary, Finance (R&C).

Porvorim, 10th February, 2016.

Directorate of Accounts

Order

No. DA/Admn/45-5/2015-2016/TR-3233/130

The Government is pleased to order the transfer and posting of the following Dy. Director of Accounts/Accounts Officers under Common Accounts Cadre of Directorate of Accounts as shown below with immediate effect on administrative grounds.

Sr. No.	Name of the Dy. Director of Accounts/Accounts Officer	Present place of posting	Proposed place of posting/ /additional charge
1.	Shri Atmaram V. Kalanekar	Directorate of Accounts, Panaji-Goa (on leave)	Entertainment Society of Goa, Panaji-Goa (on deputation).
2.	Shri Dattaram M. Naik	Entertainment Society of Goa, Panaji-Goa (on deputation)	Goa State Urban Development Agency, Panaji-Goa (on deputation).

Shri Atmaram V. Kalanekar, Dy. Director of Accounts/Accounts Officer on expiry of his earned leave shall report directly to the O/o the Entertainment Society of Goa, Panaji-Goa.

The deputation period in respect of Shri Dattaram M. Naik shall stand curtailed from the date of his relieving from the O/o the Entertainment Society of Goa, Panaji-Goa or from the date of reporting of Shri Atmaram V. Kalanekar in the O/o the Entertainment Society of Goa, Panaji-Goa, whichever is earlier.

The deployment of above Officers will be on deputation basis initially for a period of one year in the first instance from the date of taking over the charge and shall be regulated as per the standard terms of deputation contained in the Office Memorandum No. 13/4/74-PER dated 20-11-2013 of the Department of Personnel, Government of Goa. The Organisation/Agency shall be liable to pay to the Government leave salary and pension contribution in respect of above said officers at the prescribed rates. On expiry of the deputation period, the Officers shall necessarily be relieved to report back to the Department, unless the deputation period is extended by the competent authority. In the event the officer overstays for any reason whatsoever, they will be liable for disciplinary action and other adverse civil/service consequences.

On joining their new assignments, the officers shall send CTC/Joining Report to this Directorate immediately for records.

By order and in the name of the Governor of Goa.

G. P. Kanekar, Director & ex officio Joint Secretary (Accounts).

Panaji, 4th February, 2016.

Department of Home

Foreigners & Citizenship Division

Notification

No. 6/2/2011-HD(F&CD) HAJ/91

Read: Notification No. 6/2/2011-HD(F&CD)/HAJ dated 23-12-2015.

The Government of Goa is pleased to reconstitute the Goa State Haj Committee, in terms of Section 18 of the Haj Committee Act, 2002, comprising of the following members, with immediate effect and till further orders.

- | | | |
|---|---|-----------|
| 1. Shaikh Jina, Plot No. 101, Hazira Manzil, Rumdamol, Davorlim, Salcete, Goa | — | Chairman. |
| 2. Riaz A. Baig, Bicholim | — | Member. |
| 3. Shaikh Sayeedi, Margao | — | Member. |
| 4. Shaikh Asaf Ali, Margao | — | Member. |
| 5. Abdulla B. Makandar (Bhaijan), Fatorda | — | Member. |
| 6. Shaikh Mohamad Iqbal, Mormugao | — | Member. |
| 7. Mansur Shaikh, Quepem | — | Member. |
| 8. Adam Abdul Jumma, Vasco | — | Member. |
| 9. Mohammad Rafique Baig, Panaji | — | Member. |

10. Amin Abdulla Khan, Mapusa — Member.
11. Nizam Ladji, Sanquelim — Member.
12. Samsher Khan, Ponda — Member.
13. Shaikh Yusuf, Betul — Member.
14. Bashusab Mohamad Mulki — Member.
Sipal, Navelim
15. Abdul Sattar Farass, Navelim — Member.
16. Under Secretary (Home) — Member
Secretary.

The term of the committee shall be for a period of 3 years from the date of publication of this notification.

This notification supersedes the earlier notification dated 23-12-2015 and shall be deemed to have come into force w.e.f. 23-12-2015.

By order and in the name of the Governor of Goa.

Harish N. Adconkar, Under Secretary (Home-I)/
Secretary (Goa State Haj Committee).

Porvorim, 1st February, 2016.

Department of Labour

Order

No. 24/3/87-Lab-Pt-I/ESI/80

Government is pleased to count the past services rendered by Dr. Shrikant T. Ajgaonkar, Insurance Medical Officer, in the grade of Medical Officer, under Directorate of Health Services for the period from 11-07-1994 to 30-04-1997, in terms of Rule 26(2) of CCS Pension (Rules), 1972, subject to the condition that the terminal benefits, if any, obtained by him should be deposited in Government treasury alongwith interest.

Government is also pleased to protect the pay of Dr. Shrikant T. Ajgaonkar, Insurance Medical Officer, of his last basic pay of Rs. 2,350/- in the pay scale of Rs. 2,200-75-2,800-EB-100-4,000/-.

This issues with the concurrence of Finance (Rev. & Cont.) Department vide their U.O. No. 1400015690 dated 30-1-2016.

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).

Porvorim, 5th February, 2016.

Order

No. 21/15/86-LAB-PF-III/84

On the recommendation of the Goa Public Service Commission, the Government is pleased to declare satisfactory completion of probation period of two

years of following Assistant Labour Commissioners in the office of the Commissioner of Labour and Employment, Panaji and also to confirm them against the said post with effect from the date of their completion of probation period indicated against their names:

Sr. No.	Name of the Officer	Date of completion of probation period
1.	Smt. Asha N. Khaunte	27-07-2008.
2.	Shri Satish S. Vaghonkar	23-03-2012.
3.	Shri Prasad P. Pednekar	29-08-2013.
4.	Shri Rupesh C. Kothambikar	29-08-2013.
5.	Shri Vaman Pai Bhatikar	19-06-2015.

This issues with the concurrence of Goa Public Service Commission vide their letter No. COM/11/12/28(1) 2015/15 dated 11-01-2016 & No. COM/11/12/28(1) 2015/43 dated 29-01-2016.

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).

Porvorim, 9th February, 2016.

Order

No. 28/2/2011-Lab/86

In exercise of the powers conferred by the proviso to sub-section (1) of Section 33B of the Industrial Disputes Act, 1947 (14 of 1947), the Government of Goa hereby withdraws the proceedings in cases as specified in column (2) of the Schedule below which are pending adjudication before the Industrial Tribunal and transfers the same to the Labour Court-II for adjudication, so as to reduce the workload on the said Industrial Tribunal.

SCHEDULE

Sr. No.	Case Number	Sr. No.	Case Number
1	2	1	2
1.	IT/69/96	14.	IT/18/10
2.	IT/110/99	15.	IT/25/10
3.	IT/95/00	16.	IT/34/10
4.	IT/6/04	17.	IT/9/11
5.	IT/41/04	18.	IT/15/11
6.	IT/12/05	19.	IT/21/11
7.	IT/15/05	20.	IT/39/11
8.	IT/2/09	21.	IT/26/12
9.	IT/7/09	22.	IT/28/12
10.	IT/8/09	23.	IT/30/12
11.	IT/11/09	24.	IT/31/12
12.	IT/16/10	25.	IT/32/12
13.	IT/17/10	26.	IT/33/12

1	2	1	2
27. IT/35/12		31. IT/19/14	
28. IT/50/12		32. IT/23/14	
29. IT/3/14		33. IT/24/14	
30. IT/17/14			

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).
Porvorim, 9th February, 2016.

Notification

No. 28/1/2015-Lab/70

The following award passed by the Labour Court-II at Panaji-Goa on 07-12-2015 in reference No. LC-II/IT/03/15 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).
Porvorim, 2nd February, 2016.

IN THE LABOUR COURT-II GOVERNMENT OF GOA AT PANAJI

(Before **Shri Suresh N. Narulkar, Hon'ble Presiding Officer**)

Case No. Ref.LC-II/IT/03/15

Mrs. Lydia Fernandes,
Rep. by the General Secretary,
Goa Trade and Commercial Workers' Union,
Having its office at Velho's Building, 2nd Floor,
Opp. Municipal Garden,
Panaji-Goa Workman/Party I
V/s

M/s. Orchid Health Care (a VLCC-Franchise),
Casa Albela Villa,
Near Campal Clinic,
Panaji-Goa Employer/Party II
Workman/Party I represented by Adv. Shri Suhas Naik.

Employer/Party II marked as Ex-parte.

Panaji, dated: 07-12-2015.

AWARD

1. In exercise of the powers conferred by Clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa, by Order dated 27-05-2015, bearing No. 28/11/2015-Lab/541 referred the

following dispute for adjudication to the Labour Court II of Goa at Panaji, Goa.

“(1) Whether the action of the management of M/s. Orchid Health Care, Campal, Panaji, Goa in not paying legal dues to Ms. Lydia Fernandes, Slimming Therapist, after accepting her resignation on 29-06-2014, is legal and justified?

(2) If not, what relief the workperson is entitled to?”

2. On receipt of the reference, a case was registered under No. LC-II/IT/03/15 and registered A/D notice was issued to the parties. In pursuance to the said notice, the Workperson/Party I (for short, 'Workperson') put in her appearance through her lawyer Adv. Shri Suhas Naik. The Employer/Party II (for short 'Employer') was duly served by registered A/D post. The Employer however, did not appear on the scheduled date of hearings either in person or any other duly authorized representative without any justifiable cause. The court, after giving ample opportunities marked an ex-parte order against the Employer and an ex-parte proceedings were conducted.

3. The Workperson filed her Statement of Claim on 14-07-2015 at Exhibit-4. The facts of the case in brief as pleaded by the Workperson are that she was employed by the Employer in its establishment situated at Casa Albela Villa, Near Campal Clinic, Panaji, Goa on a monthly salary of Rs.11,000/- p.m. She stated that she was drawing an average incentives of Rs. 4,000/- p.m. besides her monthly salary. She stated that she resigned from the services of the Employer vide her letter dated 29-06-2014 and continued working till 28-07-2014 with clear one month notice. She stated that her resignation was accepted by the Employer, however, did not clear her legal dues arising out of the said resignation. She stated that as on the date of acceptance of her resignation, she was having 21 days leave to her credit. She stated that she was not paid gratuity, notice pay, incentives, salary for the month of July, 2014 and bonus for four years. She stated that she is entitled to receive from the Employer on the aforesaid date, a total amount of Rs.1,35,269/-. She submitted that she is entitled to the aforesaid amount of Rs.1,35,269/- along with an interest @ 10% till the realization of the said amount. She submitted that after submitting her resignation on 29-06-2014, she patiently worked with the Employer for the clearance of her legal dues till July, 2014. However, the Employer has failed to pay her legal dues till date. The Workperson therefore prayed for directions to pay her legal dues arising out of the resignation which amounts to Rs.1,35,269/- along with an interest @10% from the date of her resignation till its realization.

4. This court framed the following issues on 18-11-2015 at Exb. 7.

1. Whether the Workperson/Party I proves that the action of the Employer/Party II in not paying her legal dues after accepting her resignation on 29-06-2014 is illegal and unjustified?
2. Whether the Workperson is entitled for any relief?
3. What order? What award?
5. My findings to the aforesaid issues are as under:
 - (a) Issue No. 1: In the affirmative.
 - (b) Issue Nos. 2 & 3: As per final order.

REASONS

6. *Issue Nos. 1 and 2:* I have heard the oral arguments of Ld. Adv. Shri Suhas Naik, appearing for the Workperson. The Employer remained absent, already marked as Ex-parte.

7. Ld. Adv. Shri Suhas Naik, representing the Workperson during the course of his oral arguments submitted that the Workperson was in the employment of the Employer from September, 2008 continuously till 28-07-2014. He submitted that the Employer has accepted her resignation letter dated 29-06-2014. He submitted that the Employer has however, failed to pay her legal dues such as unpaid salary for the month of July, 2014, encashment of 21 days leave, bonus for four years from 2010 to 2014, incentives of 12 months and gratuity. He submitted that to prove his case the Workperson has examined herself and produced on record certain documentary evidence in support of her oral evidence. He submitted that the evidence adduced by the Workperson remained unchallenged for want of denial. He submitted that the said evidence on record clearly proves the case of the Workperson.

I have carefully perused the entire records of the present case. I have also carefully considered the oral submissions made by the Ld. Adv. Shri Suhas Naik, appearing for the Workperson.

8. To prove her case, the Workperson has examined herself. The Workperson has also produced on record certain documentary evidence in support of her oral evidence. The said oral as well as documentary evidence on record remained unchallenged for want of denials.

9. The Workperson has produced on record her offer of appointment dated 16-09-2008 (Exb.9) as well as her confirmation letter dated 01-12-2009 (Exb.19) in support of her oral evidence. The said oral as well as documentary evidence on record indicates that the Workperson was employed by the Employer, vide its offer of appointment dated 16-09-2008 (Exb.9) on a monthly salary of

Rs. 3,500/- and confirmed in service vide letter of confirmation dated 01-12-2009 (Exb.19) on increased salary of Rs. 4,750/-p.m. The said offer of appointment letter of the Workperson on record at Exb.9 indicates that she was employed in the services of the Employer w.e.f. 15-10-2008. The Workperson also produced on record her resignation letter dated nil (Exb.10). The said resignation letter of the Workperson on record indicates that the Workperson resigned from the services of the Employer vide her resignation letter dated nil (Exb.10) for better prospects and for completion of her thesis. The evidence on record indicates that the said resignation of the Workperson was accepted by one Swati Jain on 01-07-2014. The letter of the Employer dated 20-08-2014 at Exb.18 addressed to the Workperson indicates that the Employer had instructed its employees to clear the legal dues of the Workperson. The letter of the Workperson dated 21-08-2014 at Exb.11 indicates that the Workperson had requested the Employer to hand over her salary for the month of June, 2014. The letter of the Goa Trade and Commercial Workers Union dated 21-10-2014 at Exb.13 addressed to the Commissioner, Labour and Employment, Panaji, Goa indicates that the said union has raised a dispute against the Employer on behalf of the Workperson demanding her legal dues and completion of formalities to claim the provident fund dues.

10. Thus, the oral as well as documentary evidence on record indicates that the Workperson was employed with the Employer since 15-10-2008 continuously till she resigned from the services of the Employer from 28-07-2014 by giving one month notice in advance on 29-06-2014. The evidence on record indicates that the Employer is registered under the GDD Shops and Establishment Act, 1973. The Workperson is therefore, entitled for her legal dues such as unpaid wages, unpaid bonus, encashment of leave to her credit and gratuity etc. on the day of acceptance of her resignation. The evidence on record indicates that the Employer has failed to pay to the Workperson the aforesaid legal dues. The evidence on record indicates that the Workperson was not paid her monthly salary for the month of July, 2014 which amounts to Rs.11,000/-. The evidence on record indicates that on the date of the resignation of the Workperson, she was having to her credit 21 days leave which was not been compensated by way of encashment. The Workperson is therefore entitled to Rs. 7,700/- towards the encashment of her 21 days leave.

11. The Workperson claimed bonus for four years from the year 2010 to 2014 @ Rs.11,000/- per annum. The bonus is paid to the Workperson in terms of provisions of the payment of Bonus Act, 1965. Section 1 of the said Act provides for the applicability of bonus to certain establishment. Section 8 of the said Act provides for eligibility for bonus. In terms of provisions of Section 8 of the said Act, every employee shall be entitled to be paid by his employer in an accounting year, bonus, in accordance with the provision of the said Act, provided he has worked in the establishment for not less than 30 working days in that year. Section 9 of the said Act, provides for disqualification for bonus. In terms of provisions of Section 9 of the said Act, an employee shall be disqualified from receiving bonus under the said Act, if he is dismissed from service for fraud, or riotous or violent behaviour while on the premises of the establishment of theft, misappropriation or sabotage of any property of the establishment. Section 10 of the said Act provides for payment of minimum bonus of 8.33% of the salaries or wage earned by the employee during the accounting year or Rs.100/-, whichever is higher, whether or not the employer has any allocable surplus in the accounting year. Similarly, Section 11 of the said Act, provides for the payment of bonus to every employee in respect of that accounting year bonus which shall be an amount in proportion to the salary or wage earned by the employee during the accounting year subject to a maximum of 20% of such salary or wage, where the allocable surplus exceeds the amount of minimum bonus payable to the employees under that section.

12. In the case in hand, the evidence on record indicates that the Workperson was in the employment of the Employer for around six years from 15-10-2008 till 29-07-2014. The Workperson has however, failed to make out the case for payment of maximum bonus as provided u/s 11 of the said Act. The Workperson is however, entitled for minimum bonus of 8.33% for each accounting year from 2010 to 2014, which was not paid to her. The evidence on record indicates that the monthly wages of the Workperson was Rs. 11,000/-. Thus, after calculation, the total bonus for the period from 2010 to 2014 comes to Rs. 43,982/-(Rupees Forty three thousand nine hundred and eighty two only).

13. The Workperson finally claimed for gratuity. Admittedly, the Employer was registered under the GDD Shops and Establishment Act, 1973 and the Rules, 1975 made thereunder. Section 39 of the said Act provides for payment of gratuity amounting to 15 days average wages for each year of continuous

employment. Section 40 of the said Act, provides for appointment of authority to hear and decide appeals arising out of termination of service. Section 42 of the said Act provides for appointment of the authority to hear and decide the claims of gratuity payable under the said Act to the employees in any establishment in that area. Thus, this Labour Court II has no jurisdiction to entertain and decide the claim for gratuity of the Workperson. It is therefore not fair and proper to comment over the quantum of gratuity to the Workperson.

14. Thus, the Workperson is entitled from the Employer a total sum of Rs. 1,10,682/-(Rupees One lakh ten thousand six hundred and eighty two only) towards her unpaid salary for July, 2014, encashment of 21 days leave to her credit, unpaid bonus for four years from 2010 to 2014 and unpaid incentives of 12 months. The Employer was bound to pay to the Workperson the aforesaid amount of Rs. 1,10,682/-(Rupees One lakh ten thousand six hundred and eighty two only) immediately upon accepting her resignation. However, the Employer has failed to do so. No cogent and satisfactory reasons have been given by the Employer while denying the aforesaid legal dues of the Workperson after accepting her resignation letter. It is therefore held that the action of the management of the Employer in not paying legal dues to the Workperson after accepting her resignation on 29-06-2014 is illegal and unjustified. The Workperson is therefore entitled to be paid the aforesaid amount of Rs. 1,10,682/-(Rupees One lakh ten thousand six hundred and eighty two only) along with penal interest @ 6% p.a. from the date of raising the present industrial dispute vide letter of the union dated 24-10-2014 (Exb.13) till the actual realization of the said amount.

In view of above, I proceed to pass the following order:

ORDER

1. It is held that the action of the management of M/s. Orchid Health Care, Campal, Panaji, Goa in not paying legal dues to Ms. Lydia Fernandes, Slimming Therapist, after accepting her resignation on 29-06-2014, is illegal and unjustified.
2. It is ordered that the management of M/s. Orchid Health Care, Campal, Panaji, Goa is directed to pay to the Workperson, Ms. Lydia Fernandes her legal dues amounting to Rs.1,10,682/-(Rupees One lakh ten thousand six hundred and eighty two only) along with simple interest @ 6% p.a. from 24-10-2014 till the actual realization of the said amount.

3. No order as to cost.
4. Inform the Government accordingly.

Sd/-
(Suresh N. Narulkar)
Presiding Officer
Labour Court-II

Notification

No. 28/1/2015-Lab/73

The following award passed by the Labour Court-II at Panaji-Goa on 26-11-2015 in reference No. LC-II/IT/03/12 is hereby published as required by Section 17 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947).

By order and in the name of the Governor of Goa.

Shashank V. Thakur, Under Secretary (Labour).
Porvorim, 2nd February, 2016.

IN THE LABOUR COURT-II

GOVERNMENT OF GOA

AT PANAJI

(Before **Shri Suresh N. Narulkar, Hon'ble Presiding Officer**)

Case No. Ref.LC-II/IT/03/12

Shri Anil Yeshwant Naringrekar,
r/o. Gotnichio Val,
Mushor Wado,
Colvale, Bardez-Goa Workman/Party I
V/s

The Managing Director,
M/s. G.K.B. Optolab Pvt. Ltd.,
50, Thivim Industrial Estate,
Karaswada, Mapusa,
Bardez-Goa. Employer/Party II
Workman/Party I represented by Adv. Shri G. Pednekar.

Employer/Party II represented by Adv. Shri S. Kalangutkar.

Panaji, dated: 26-11-2015.

AWARD

1. In exercise of the powers conferred by Clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947), the Government of Goa, by Order dated 25-10-2012,

bearing No. 28/26/2012-LAB/588, referred the following dispute for adjudication to the Industrial Tribunal of Goa. The Hon'ble Presiding Officer, Industrial Tribunal-cum-Labour Court, Panaji, Goa, thereafter assigned the present reference to this Labour Court-II for its adjudication vide her order dated 29-10-2012.

- "1. Whether the non-employment of Shri Anil Naringrekar with M/s. GKB Optolab Private Limited, Karaswada, Bardez-Goa, with effect from 16-04-2007, is an instance of refusal of employment or voluntary resignation?
2. Whether the Workman is entitled to any relief?"

2. On receipt of the reference, a case was registered under No. LC-II/IT/03/2012 and registered A/D notice was issued to the parties. In pursuance to the said notice, the parties appeared. The Workman/Party I (for short 'Workman'), filed his statement of claim on 20-12-2012. The facts of the case in brief as pleaded by the Workman are that he worked continuously with the Employer/Party II (for short, 'Employer') from 01-09-1999 till 15-04-2007. He stated that he was given the benefits of ESIC as well as provident fund. He stated that he was always helping his colleagues during his employment with the Employer for their legal rights. He stated that he had also taken initiative to provide the basic necessary facilities to all the employees of the Employer. He submitted that the Employer was therefore unhappy with him and had intention to remove him from services illegally.

3. He stated that the Employer had lodged a false complaint of theft against him through its officer. He stated that he was arrested by the police attached to the Mapusa police station on 16-04-2007 in pursuance of the said false complaint lodged by the Employer. He submitted that he had filed his bail application on 19-04-2007. He stated that after he was released on bail on 20-04-2007, he went to report for his duties. He stated that he was told by the Employer that his services has been terminated on account of theft of their goods. He stated that he had no alternative, but to wait till the disposal of the criminal case, which was initiated on the complaint of the officer of the Employer. He stated that he was subsequently acquitted by the Judicial Magistrate First Class, Mapusa, by its judgment and order dated 26-02-2009 passed in its criminal case No. 147/S/2007/B.

4. He stated that vide his letter dated 18-06-2009, he had requested the Employer to reinstate him in services along with full back wages. He stated that the Employer, vide its letter dated 14-07-2009 replied that he was not retrenched, but he had voluntarily tendered his resignation letter dated 26-04-2007. He submitted that at the time of his arrest, he was pressurized by the officers of the Employer to sign blank papers. He stated that he has strong apprehension that the said blank papers must have been forged by the Employer to make it as resignation letter. He stated that he addressed a legal notice dated 29-10-2009, through his advocate to the Employer informing that he never tendered any resignation letter to them and that there was no reason to him to tender resignation letter to the Employer. He stated that however, till date, he has not received any reply from the Employer. He stated that by the said legal notice, the Employer was requested to send him the certified copy of his alleged resignation letter. He stated that the Employer has however, failed to furnish him a copy of the said letter. He submitted that he raised an industrial dispute before the Asstt. Labour Commissioner, Mapusa, Goa, which ended in failure.

5. He submitted that he has worked with the Employer for more than eight years and as such his services cannot be terminated on alleged forged resignation letter. He submitted that no benefit such as gratuity, PF, incentives, bonus, leave encashment and other legal benefits have been given to him at the time of termination of his services. He submitted that he has undergone tremendous mental agony and financial loss due to the false complaint filed by the Employer. He submitted that no enquiry has been held against him before termination of his services. He submitted that the action of the Employer in retrenching him from services is misfeasance on their part. He submitted that in the said bail petition, he has stated that the Employer is trying to terminate his services illegally as he was demanding for higher remuneration.

6. He submitted that since a false criminal case of theft was filed by the Employer against him and further he was refused employment, he remained unemployed till date. He stated that no one was ready to offer job to him due to false complaint filed by the Employer. The Workman therefore prayed for direction to reinstate him in service with full back wages and consequential benefits.

7. The Employer controverted the claim of the Workman by filing its written statement on 17-12-2013. The Employer admitted that the

Workman was employed by them. The Employer denied that Workman was working sincerely and honestly. The Employer stated that the Workman was caught red handed, while committing theft of 527 pieces of Ziess lenses costing around Rs.1,78,000/-. The Employer denied the overall case of the Workman as pleaded by him and prayed for rejection of the claim filed by the Workman.

8. Based on the pleadings filed by the Parties hereinabove, this court framed the following issues on 12-03-2013 at Exb.18.

1. Whether the Workman/Party I proves that he was employed with the Employer/Party II continuously from 01-09-1999 to 15-04-2007?
2. Whether the Workman/Party I proves that he was refused employment by the Employer/Party II w.e.f. 16-04-2007?
3. Whether the Workman/Party I proves that his refusal of employment by the Employer/Party II w.e.f. 16-04-2007 is illegal and unjustified?
4. Whether the Workman/Party I is entitled to any relief?
5. What Order? What Award?

9. My answers to the aforesaid issues are as under:

- | | |
|--------------------------|---------------------|
| (a) Issue No. 1: | In the affirmative. |
| (b) Issue No. 2: | In the negative. |
| (c) Issue Nos. 3: and 4: | Does not arise. |
| (d) Issue No. 5: | As per final order. |

REASONS:

10. *Issue No.1:* Both the parties chose to file their synopsis of written arguments respectively. I have carefully perused the entire records and proceedings of the present case. I have carefully considered the synopsis of written arguments filed by both the parties.

To prove the issue No.1, the Workman has examined himself and produced on record certain oral as well as documentary evidence. The Workman, in his oral evidence on record deposed that he was employed with the Employer from 01-09-1999 continuously till 15-04-2007. The said evidence adduced by the Workman remained unchallenged for want of denial by the Employer. The said oral evidence adduced by the Workman on record clearly proves that the Workman was employed by the Employer continuously from 01-09-1999 till 15-04-2007. The issue No. 1 is therefore answered in the affirmative.

11. *Issue Nos. 2, 3 and 4:* Both the parties chose to file their synopsis of written arguments

respectively. I have carefully perused the entire records and proceedings of the present case. I have carefully considered the synopsis of written arguments filed by both the parties.

The burden to prove the issue No. 2, 3 and 4 is on the Workman. The Workman was therefore required to prove the said issues by leading cogent and reliable evidence.

12. In the case of **Suresh Chandra v/s. General Manager, Rajasthan State Bridge and Construction Corporation, reported in 2002 (3) LLN 1212**, the Hon'ble High Court of Rajasthan has held that the reference made by the Government is bad in law and is liable to be rejected because the date of termination of service mentioned in the reference is a wrong one. In the said case the contention of the workman was that he had worked from 26th September, 1979 to 28th February, 1987 and his services were terminated from 1st March, 1987 without complying with the provisions of the Industrial Disputes Act, 1947. The Government made the reference to the labour court as to whether the termination of service of the workman with effect from 1st March, 1989 was justified and if not to what relief he was entitled to. The labour court after appreciating the evidence produced by the parties held that the workman had completed 240 days but since 13 years had passed, instead of granting reinstatement awarded a sum of Rs. 38,000/- as compensation. In Writ Petition before the Hon'ble High Court, the employer raised the issue that the reference made by the Government was bad and therefore the Award was nullity, because according to the workman himself his services terminated from 1st March, 1987 whereas the reference was in respect of the termination of service from 1st March, 1989. It was submitted on behalf of the workman that the parties led evidence knowing that the services of the workman were retrenched from 1st March, 1987 and as the parties were aware of the real dispute the award cannot be held to be nullity for want of jurisdiction. It was further submitted that the labour court itself had considered the issue and come to the conclusion that though the reference was in respect of termination with effect from 1st March, 1989 it proceeded as if the termination was from 1st March, 1987 as per the claim of the workman and while doing so the labour court itself amended the reference accordingly to do justice between the parties and therefore no interference was required. The Hon'ble High Court however did not agree with the submissions made on behalf of the Workman. The Hon'ble High Court relying on various judgments of the Supreme Court held that

jurisdiction cannot be conferred by mere acceptance, acquiescence, consent or by any other means, as it can be conferred only by the legislature. The Hon'ble High Court held that the labour court lacks competence to correct/modify, amend/alter the terms of the reference or correct the name or date of termination etc. and in case it does so, the award becomes nullity, being without jurisdiction, based on bad reference. The Hon'ble High Court therefore declared that the award of the labour court was nullity, unenforceable and in executable and hence set aside the same.

Thus, it is well settled that the Labour Court/Industrial Tribunal has no jurisdiction to correct/modify, amend/alter the terms of reference or correct that name or date of termination etc. and in case it does so, the award becomes nullity being without jurisdiction.

13. The principle laid down by the Hon'ble High Court of Rajasthan in its aforesaid case of **Suresh Chandra (supra)** is squarely applicable to the case in hand. Applying the law laid down by the Hon'ble High Court of Rajasthan in its aforesaid case, in the instant case, the Workman pleaded and deposed that he was employed with the Employer from 01-09-1999 continuously till 15-04-2007 (i.e. he worked up to 14-04-2007 and 15-04-2007 being Sunday). The Workman also pleaded and deposed that he has not tendered any resignation letter to the Employer and that there was no reason to tender the resignation letter to the Employer. The Employer also failed to produce on record the said alleged resignation letter of the Workman. The question of therefore non-employment of the Workman on the account of voluntary resignation does not arise.

14. The Workman pleaded and deposed that he was arrested by the police attached to Mapusa police station on false complaint on 16-04-2007 and remained in jail till he was released on bail on 20-04-2007. The Workman further pleaded and stated on oath that after releasing on bail, when he went to report for his duties, he was informed by the Employer that he has been terminated from service on account of alleged theft committed by him. The aforesaid pleadings as well as evidence adduced by the Workman on record clearly proves that the Workman was in police custody for the period from 16-04-2007 till he was released on bail on 20-04-2007, in connection with the theft case. The aforesaid evidence on record clearly indicates that the Workman was not refused employment by the Employer w.e.f. 16-04-2007, but on or after 20-04-2007. In the circumstances the non-

-employment of the Workman with the Employer Company cannot be w.e.f. 16-04-2007. The issue No. 2 is therefore answered in the negative.

Thus, the reference made by the Government is therefore bad-in-law and any award passed in the said reference would be nullity. In the circumstances it is held that the reference made by the Government is bad in law and hence the same is liable to be rejected. Since the reference made by the Appropriate Government is itself bad in law and is liable to be rejected, the question of deciding the issue Nos. 3 and 4 does not arise. The issue Nos. 3 and 4 are therefore answered accordingly.

In view of above, I proceed to pass the following order:

ORDER

1. It is held that the reference made by the Government as to whether the non-employment of Shri Anil Naringrekar with M/s. GKB Optolab Private Limited, Karaswada, Bardez, Goa, with effect from 16-04-2007, is an instance of refusal of employment or voluntary resignation, is bad-in-law and hence the same is rejected.
2. No Order as to cost.
3. Inform the Government accordingly.

Sd/-
(Suresh N. Narulkar)
Presiding Officer
Labour Court II

Department of Law & Judiciary

Law (Establishment) Division

Order

No. 12-44-2013-LD/Estt.(P.F.)/345

Government is pleased to constitute a committee of the following Members to thrash out the issues in details in respect of Adoption of Goa Civil Services Rules to the employees of High Court of Bombay at Goa:

1. Secretary (Law), Government of Goa — Chairman.
2. Registrar General, High Court of Bombay or his representative — Member.
3. Registrar, High Court of Bombay at Goa — Member.
4. Representative of Personnel Department, Government of Maharashtra — Member.

5. Representative of Law Department, Government of Maharashtra — Member.
6. Joint Secretary (Law), Government of Goa — Member.
7. Representative of Personnel Department, Government of Goa — Member.
8. Representative of Finance Department, Government of Goa — Member.
9. Under Secretary (Law-Estt.) Government of Goa — Member Secretary.

The Member Secretary shall co-ordinate and look after the functioning/work of the Committee.

By order and in the name of the Governor of Goa.

Amul S. Gaunker, Under Secretary (Law).

Porvorim, 12th February, 2016.

Notification

No. 2-1-97/LD/Estt.-Part/331

On the recommendation of the Hon'ble High Court of Bombay, vide their letter No. A. 1205/G/2012/225/2016 dated 15-01-2016 and as per Rule 4 of Chapter III of Goa Judicial Service Rules, 2005, the Governor of Goa is pleased to appoint Shri Ashley L. C. Noronha, Civil Judge, Senior Division and Chief Judicial Magistrate, Panaji as Ad hoc District Judge under Fast Track Courts' Scheme in the State of Goa with immediate effect.

These issues with the approval of the Government.

By order and in the name of the Governor of Goa.

Amul S. Gaunker, Under Secretary (Estt.).

Porvorim, 10th February, 2016.

Notifications by the High Court of Judicature Appellate Side, Bombay

No. A-3924/G/2016/468

Subject: Grant of First Assured Career Progression Scale (ACP-I) to the Judicial Officers as per the recommendations of the Honourable Shetty Commission, the directions given by the Honourable Supreme Court in its Judgment dated 23-3-2003 in Writ Petition No. (C) 1022/89

All India Judges' Association Vs. Union of India and Others and revised pay scale as per recommendations of the Honourable Padmanabhan Commission.

The High Court is pleased to confer the First Assured Career Progression Scale i.e. Rs. 33090-920-40450-1080-45850 on Shri Carlo Rohin Santana Da Silva, Civil Judge, Junior Division & J. M. F. C., Mapusa, District Panaji w.e.f. 11-12-2012 in the cadre of Civil Judge, Junior

Division. Accordingly the concerned head of the department shall refix the pay of Shri Carlo Rohin Santana Da Silva in accordance with the Order No. 8/44/97-Fin (R & C)-FPC/Part IV dated 8th May, 2003 issued by the Government of Goa in Finance (Rev. & Cont.) Department and other relevant Orders/Circulars/Judgments.

High Court, Bombay.

Mangesh S. Patil

Dated: 2nd February, 2016.

Registrar General

No. A-3924/G/2016/469

Subject: Grant of Second Assured Career Progression Scale (ACP-II) to the Judicial Officers as per the recommendations of the Honourable Shetty Commission, the directions given by the Honourable Supreme Court in its Judgement dated 23-3-2003 in Writ Petition No. (C) 1022/89 All India Judges' Association Vs. Union of India and Others and revised pay scale as per recommendations of the Honourable Padmanabhan Commission.

The High Court is pleased to confer the Second Assured Career Progression Scale i.e. Rs. 51,550-1,230-58,930-1,380-63,070 on the following Judicial Officers in the cadre of Senior Civil Judges w.e.f. the dates shown against their respective names. Accordingly the concerned heads of the departments shall refix the pay of these Officers in accordance with the Order No. 8/44/97-Fin (R & C)-FPC/Part IV dated 8th May, 2003 issued by the Government of Goa in Finance (Rev. & Cont.) Department and other relevant Orders/Circulars/Judgements.

Sr. No.	Name of the Judicial Officers	Date of Birth	Date of appointment/ /promotion as C.J.S.D.	Date of Conferment of ACP-II	Present Posting		
1.	Shri Shinde Pradeep M.	01-05-1962	07-09-1998	07-09-2014	Deputy Registrar, High Court of Bombay at Goa	—	Panaji-Goa.
2.	Shri Noronha Ashley L. C.	26-11-1958	22-03-2004	22-03-2014	CJSD & CJM	—	Panaji.
3.	Kum. Ambre Vijaya V.	10-04-1968	22-03-2004	22-03-2014	Ad hoc DJ-1 and Asst. Sessions Judge	—	Panaji.
4.	Smt. Joshi Kshama M.	23-12-1965	22-03-2004	22-03-2014	CJSD & JMFC	Quepem	Margao.

High Court, Bombay,

Mangesh S. Patil

Dated: 2nd February, 2016.

Registrar General

Department of Personnel

Order

No. 2/1/2002-PER (Vol. IV)/439

Read: 1) Order No. 2/1/2001-PER (Vol. IV) dated 28-02-2013.

2) Order No. 2/1/2001-PER (Part IV) dated 17-02-2014.

3) Order No. 2/1/2001-PER (Part IV) dated 09-03-2015.

The appointment of Shri Vallabh K. Kamat as Ombudsman, made vide order read in preamble, is extended for a further period from 28-02-2016 to

31-03-2016 in terms of Clause (b) of sub-rule (2) 3 of the Goa Government Employees (Redressal of Grievances Forum) Scheme 2001 as amended.

By order and in the name of the Governor of Goa.

Surendra F. Naik, Under Secretary (Personnel-II).
Porvorim, 4th February, 2016.

Order

No. 7/41/2014-PER/PF/446

In pursuance to the Government of India, Ministry of Home Affairs, New Delhi Order No. 14046/12/1998.UTS-I dated 28-01-2016, the Governor of Goa is pleased to relieve Dr. Sharat Chauhan, IAS (AGMU:1994), Commissioner and Secretary to Chief Minister, Goa w.e.f. 09-02-2016 (a.n.) to take up his new assignment as Technical Officer, Planning and Co-ordination (Grade 5) in World Health Organization (WHO) South East Asia Regional Organization, New Delhi.

By order and in the name of the Governor of Goa.

Yetindra M. Maralkar, Additional Secretary (Personnel).

Porvorim, 8th February, 2016.

Order

No. 6/9/2009-PER/Part IV A/466

On the recommendations of Goa Services Board and with the approval of the Government, the transfers of the following Senior Scale Officers of Goa Civil Service are ordered with immediate effect, in public interest:-

Sr. No.	Name of the officer	Transferred and posted as
1.	Shri Narayan Sawant, Registrar of Co-operative Societies	Director of Vigilance, vice Shri Amarsen Rane transferred.
2.	Shri Amarsen Rane, Director of Vigilance	Director of Provedoria, Smt. Pushpalata Arlekar shall continue to hold the charge till Shri Rane resumes duty after availing his earned leave.

Shri Y. B. Tavde, Additional Collector-II, South shall hold charge of the post of Administrator, Sanjeevani Sahakari Sakhar Karkhana, in addition to his duties and until further orders.

Smt. Meena Goltekar, Director of Social Welfare shall hold charge of the post of Registrar of Co-operative Societies, in addition to her duties and until further orders.

Shri Narayan Sawant & Shri Amarsen Rane shall continue to draw their salary against the post of Registrar of Co-operative Societies and Director of Vigilance respectively, until further orders.

By order and in the name of the Governor of Goa.

Meghana Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 8th February, 2016.

Order

No. 7/45/2014-PER/481

Read: Order No. 14016/04/2012. UTS-I dated 05-01-2016.

The Government of Goa is pleased to post Shri Naveen S.L., IAS, Dy. Collector (Revenue), Margao as Additional Collector-II, North Goa District with additional charge of Managing Director, Goa Handicraft Rural and Small Scale Industries Development Corporation Ltd., thereby relieving Shri Arvind Bugde from the additional charge of Additional Collector-II, North Goa District and Shri Nikhil Dessai from the additional charge of Managing Director, Goa Handicraft Rural and Small Scale Industries Development Corporation Ltd., with immediate effect, until further orders.

Consequently, Smt. Sangeeta S. Naik, Dy. Collector, DRO shall hold the charge of the post of Dy. Collector (Revenue), Margao in addition to her own duties, until further orders.

The salary of Shri Naveen S.L., IAS may be adjusted against the vacant post of State Deputation Reserve.

By order and in the name of the Governor of Goa.

Meghana V. Shetgaonkar, Under Secretary (Personnel-I).

Porvorim, 8th February, 2016.

Order

No. 15/14/2015-PER/457

Government is pleased to accept the technical resignation dated 29-01-2016 tendered by Shri Akshay G. Potekar, Jt. Mamlatdar-V, Bardez

from the cadre of Mamlatdar/Jt. Mamlatdar/
/Assistant Director of Civil Supplies in order to
enable him to join the post of Junior Scale Officer
of Goa Civil Service w.e.f. 10-02-2016 (f.n.).

By order and in the name of the Governor
of Goa.

Meghana Shetgaonkar, Under Secretary
(Personnel-I).

Porvorim, 9th February, 2016.

Order

No. 15/14/2015-PER/458

On the recommendation of Goa Services Board
and approval of the Government, Shri Mandar M.
Naik, Jt. Mamlatdar-IV, Bardez shall hold additional
charge of Jt. Mamlatdar-V, Bardez in addition to his
own duties, with immediate effect, in public
interest.

By order and in the name of the Governor
of Goa.

Meghana Shetgaonkar, Under Secretary
(Personnel-I).

Porvorim, 9th February, 2016.

Department of Planning

Directorate of Planning, Statistics & Evaluation

Corrigendum

No. DPSE/III/MVDA/2014/420

Read: Notification No. DPSE/III/MVDA/2014/1746
dated 31-03-2015.

In the above cited Notification, Sr. Nos. 2 & 7
may be read as Director, DPSE and Joint Director
(Planning), DPSE respectively.

All other contents in the Notification remained
unchanged.

By order and in the name of the Governor
of Goa.

Anand Sherkhane, IES Director & ex officio
Additional Secretary (Planning).

Porvorim, 11th February, 2016.

Department of Public Health

Order

No. 44/8/2007-I/PHD/277

Read: Order No. 44/8/2007-I/PHD dated
01-01-2016.

Government is pleased to accept the resignation
tendered by Dr. Shripad Mohan Kamat, Junior
Gynaecologist under Directorate of Health Services
under Rule 48 of CCS (Pension) Rules, 1972 and to
relieve him from the post of Junior Gynaecologist
under Directorate of Health Services with effect
from 17-11-2015 (f.n.).

This supersedes earlier order of even number
dated 01-01-2016.

By order and in the name of the Governor
of Goa.

Maria Seomara Desouza, Under Secretary
(Health-II).

Porvorim, 9th February, 2016.

Department of Revenue

Order

No. 3/4/2016-RD/466

The Government having accepted the inquiry
report dated 9-2-2016, received through the
Dy. Collector (LA) of North Goa District, inquiring
into a complaint against the Managing Committee
of Shree Devi Bhagwati Devasthan, Parcem, Pernem
and in exercise of powers conferred under Article
44 of the Devasthan Regulation, hereby orders to
dissolve the existing Managing Committee of
Shree Devi Bhagwati Devasthan, Parcem, Pernem.

The Mamlatdar of Pernem is hereby directed to
propose an ad hoc Managing Committee as per
provision of Article 45 of the Devasthan Regulation
so that the provision of Article 25 is complied with
and thereafter free and fair election can be held.

By order and in the name of the Governor
of Goa.

Anju S. Kerkar, Under Secretary (Revenue-II).

Porvorim, 12th February, 2016.

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